

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Jun 14, 2023

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JOSEPH F.,¹

Plaintiff,

v.

KILOLO KIJAKAZI, Acting
Commissioner of Social Security,

Defendant.

No. 4:22-cv-5071-EFS

**ORDER GRANTING THE PARTIES'
STIPULATED MOTION FOR
REMAND PURSUANT TO
SENTENCE FOUR OF 42 U.S.C.
§ 405(g)**

The parties agree that the matter should be reversed and remanded to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings as set forth below.

Consistent with the parties' agreement, **IT IS HEREBY ORDERED:**

1. The parties' Stipulated Motion for Remand, **ECF No. 12**, is
GRANTED.
2. Judgment shall be entered for **Plaintiff**.
3. This matter is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to

¹ For privacy reasons, the Court refers to every social security plaintiff by first name and last initial or by "Plaintiff." See LCivR 5.2(c).

1 sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council
2 is to instruct the ALJ to take any necessary action to complete the
3 administrative record, offer Plaintiff a new hearing, and issue a new
4 decision.

5 4. All pending motions are **DENIED AS MOOT**.

6 5. All hearings and other deadlines are **STRICKEN**.

7 6. If filed, the Court will consider Plaintiff's motion for fees and
8 expenses under the Equal Access to Justice Act.

9 7. The Clerk's Office is directed to **CLOSE** this file.

10 IT IS SO ORDERED. The Clerk's Office is directed to enter this order and
11 provide copies to all counsel.

12 **DATED** this 14th day of June 2023.

13
14 s/Edward F. Shea
EDWARD F. SHEA
15 Senior United States District Judge
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